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24 Attorneys for Plaintiffs  
25 JAVIER MUNOZ, STEVEN TILLER, KEVIN LAY, and  
26 JAMES WINN

27 UNITED STATES DISTRICT COURT  
28 NORTHERN DISTRICT OF CALIFORNIA

19 JAVIER MUNOZ, an individual; STEVEN  
20 TILLER, an individual; KEVIN LAY, an  
21 individual; JAMES WINN, an individual;  
22 individually, on behalf of the general  
23 public, and on behalf of all others similarly  
24 situated,

25 Plaintiffs,

26 vs.

27 UPS GROUND FREIGHT, INC., a  
28 business entity form unknown;  
OVERNITE TRANSPORTATION  
COMPANY, a business entity, form  
unknown; MOTOR CARGO, a business  
entity, form unknown,  
Defendants.

CASE NO. C 07-00970 MJJ

**JOINT STIPULATION AND  
~~PROPOSED~~ ORDER MODIFYING  
CASE MANAGEMENT AND ADR  
DEADLINES**

**Local Rule 7-12**

WHEREAS the parties have been actively meeting and conferring in good faith regarding the subjects set forth in Federal Rule of Civil Procedure 26,

WHEREAS upon the parties' stipulation, the Court has continued the hearing date for Defendants' Motion To Dismiss In Part Plaintiffs' First Amended Complaint and Defendants' Motion To Transfer Venue (collectively as, the "Motions") from June 12, 2007 at 9:30 a.m. to June 19, 2007 at 9:30 a.m.,

WHEREAS the initial Case Management Conference currently is scheduled for June 19, 2007 at 2:00 p.m.,

WHEREAS the Court has requested that the parties submit a stipulation to continue the current initial Case Management Conference to either July 24 or 31, 2007, so that the parties may have time to meet and confer after the Court has ruled on the Motions,

WHEREAS the parties agree that it would be helpful and efficient to have time to meet and confer further regarding the litigation plan, discovery plan, and the scope and timeline for mediation with the benefit of the Court's rulings on the Motions, and

WHEREAS the parties anticipate that they will be able to meet and confer and set a revised ADR Deadline by the time of a July 24, 2007 initial Case Management Conference,

IT IS HEREBY STIPULATED BY AND BETWEEN THE PARTIES THAT the current Case Management Conference and ADR Deadline dates be vacated, and that the Case Management Conference and ADR deadlines be revised as follows:

	<u>Current Date</u>	<u>New Date</u>
Case Management Conference	June 19, 2007 at 2 p.m.	July 24, 2007 at 2 p.m.
Joint Case Management Conference Statement (including Fed. R. Civ. P. 26(f) report)	June 12, 2007	July 17, 2007
Initial Disclosures	June 12, 2007	July 17, 2007
ADR Deadline	September 1, 2007	To be determined at July 24, 2007 Case Management Conference

1 DATED: May 30, 2007

HERRON & HERRON

2  
3 By: \_\_\_\_\_

/S/

*Joseph Clapp*  
JOSEPH CLAPP

4  
5 Attorneys for Plaintiffs

JAVIER MUNOZ, STEVEN TILLER, KEVIN LAY, and  
6 JAMES WINN

7 DATED: May 30, 2007

PAUL, HASTINGS, JANOFSKY & WALKER LLP

8  
9 By: \_\_\_\_\_

/S/

KATHERINE C. HUIBONHOA

10 Attorneys for Defendants

11 UPS GROUND FREIGHT, INC., OVERNITE  
12 TRANSPORTATION COMPANY AND MOTOR  
13 CARGO  
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**ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 6/7, 2007



HON. MARTIN J. JENKINS

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